

IN THE UNITED STATES BANKRUPTCY COURT FOR
THE DISTRICT OF PUERTO RICO

IN THE MATTER OF:

Gustavo Pérez Ortiz
DBA - HNC BERMER GAS
Debtor (s)

CASE NUM.: **04-10847**

CHAPTER 13

NOTICE OF FILING PETITION IN BANKRUPTCY UNDER CHAPTER 13
AND OF AUTOMATIC STAY OF SUITS

You are hereby notified that the above named Debtor has filed a petition under
Chapter 13 of Title 11 United States Code on **OCT 21 2004**

Pursuant to the provisions of 11 USC 362, the filing of the petition by the above-named debtor operates as a stay of the commencement or continuation of any court or other proceeding against the debtor, of the enforcement of any judgment against him, of any act or the commencement or continuation of any court proceeding to enforce any lien on the property of the debtor; and of any court proceeding commenced for the purpose of rehabilitation of the debtor or the liquidation of his estate.

You are further notified that under Bankruptcy Code, 11 USC 1301, a creditor may not act, or commence or continue any civil action, to collect all or any part of a consumer debt of the debtor from any individual that is liable of such debt with the debtor.

This notice is sent to you by order of the United States Bankruptcy Judge.

San Juan, Puerto Rico, this **OCT 21 2004**



CELESTINO MATTA MENDEZ, CLERK
UNITED STATES BANKRUPTCY COURT

by: 

(Official Form 1) (12/02)

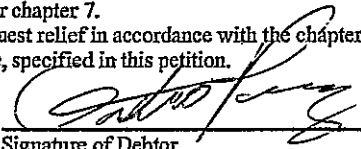
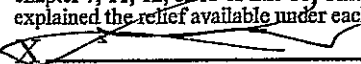
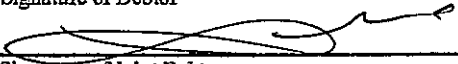
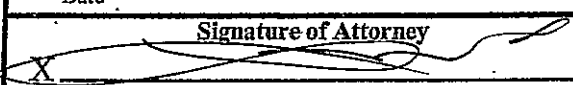
FORM B1		United States Bankruptcy Court District of Puerto Rico	Voluntary Petition																								
Name of Debtor (if individual, enter Last, First, Middle): GUSTAVO PEREZ ORTIZ		Name of Joint Debtor (Spouse) (Last, First, Middle):																									
All Other Names used by the Debtor in the last 6 years (include married, maiden, and trade names): D/B/A H-N-C BERMER GAS		All Other Names used by the Joint Debtor in the last 6 years (include married, maiden, and trade names): 04-10847																									
Soc. Sec./Tax I.D. No. (if more than one, state all): 000-00-7085		Soc. Sec./Tax I.D. No. (if more than one, state all):																									
Street Address of Debtor (No. & Street, City, State & Zip Code): URB. EL ALAMO A5 CALLE LAREDO GUAYNABO, PR 00969		Street Address of Joint Debtor (No. & Street, City, State & Zip Code):																									
County of Residence or of the Principal Place of Business: Guaynabo		County of Residence or of the Principal Place of Business:																									
Mailing Address of Debtor (if different from street address):		Mailing Address of Joint Debtor (if different from street address):																									
Location of Principal Assets of Business Debtor (if different from street address above):																											
Information Regarding the Debtor (Check the Applicable Boxes)																											
Venue (Check any applicable box) <input checked="" type="checkbox"/> Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. <input type="checkbox"/> There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.																											
Type of Debtor (Check all boxes that apply) <input checked="" type="checkbox"/> Individual(s) <input type="checkbox"/> Railroad <input type="checkbox"/> Corporation <input type="checkbox"/> Stockbroker <input type="checkbox"/> Partnership <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Other <input type="checkbox"/> Clearing Bank		Chapter or Section of Bankruptcy Code Under Which the Petition is Filed (Check on box) <input type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 11 <input checked="" type="checkbox"/> Chapter 13 <input type="checkbox"/> Chapter 9 <input type="checkbox"/> Chapter 12 <input type="checkbox"/> Sec. 304 - Case ancillary to foreign proceeding																									
Nature of Debts (Check one box) <input checked="" type="checkbox"/> Consumer/Non-Business <input type="checkbox"/> Business		Filing Fee (Check one box) <input checked="" type="checkbox"/> Full Filing Fee attached <input type="checkbox"/> Filing Fee to be paid in installments (applicable to individuals only) Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form No. 3.																									
Chapter 11 Small Business (Check all boxes that apply) <input type="checkbox"/> Debtor is a small business as defined in 11 U.S.C. § 101 <input type="checkbox"/> Debtor is and elects to be considered a small business under 11 U.S.C. § 1121(e) (Optional)																											
Statistical/Administrative Information (Estimates only) <input type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors. <input checked="" type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.																											
<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td>Estimated Number of Creditors</td> <td>1-15</td> <td>16-49</td> <td>50-99</td> <td>100-199</td> <td>200-999</td> <td>1000-over</td> </tr> <tr> <td></td> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> </table>				Estimated Number of Creditors	1-15	16-49	50-99	100-199	200-999	1000-over		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>										
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THIS SPACE IS FOR COURT USE ONLY

FILED
 04 OCT 21 PM 1:37
 CLERK OF COURT

(Official Form 1) (9/01)

FORM B1, Page 2

Voluntary Petition (This page must be completed and filed in every case)		Name of Debtor(s):	
Prior Bankruptcy Case Filed Within Last 6 Years (If more than one, attach additional sheet)			
Location Where Filed:		Case Number:	Date Filed:
Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of this Debtor (If more than one, attach additional sheet)			
Name of Debtor:		Case Number:	Date Filed:
District:		Relationship:	Judge:
Signatures			
Signature(s) of Debtor(s) (Individual/Joint) I declare under penalty of perjury that the information provided in this petition is true and correct. [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.		Exhibit A (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11) <input type="checkbox"/> Exhibit A is attached and made a part of this petition.	
X  Signature of Debtor		Exhibit B (To be completed if debtor is an individual whose debts are primarily consumer debts) I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. X  Signature of Attorney for Debtor(s) Date	
X  Signature of Joint Debtor			
Telephone Number (If not represented by attorney)		Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? <input type="checkbox"/> Yes, and Exhibit C is attached and made a part of this petition. <input type="checkbox"/> No	
Date			
X  Signature of Attorney for Debtor(s)		Signature of Non-Attorney Petition Preparer I certify that I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110, that I prepared this document for compensation, and that I have provided the debtor with a copy of this document. _____ Printed Name of Bankruptcy Petition Preparer _____ Social Security Number _____ Address _____ Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document: If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person. X _____ Signature of Bankruptcy Petition Preparer _____ Date A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.	
JOSE M. GONZALEZ CINTRON, ESQ. Printed Name of Attorney for Debtor(s)			
GONZALEZ CINTRON LAW OFFICES Firm Name			
379 RAFAEL LAMAR, URB. LA MERCED Address			
SAN JUAN, P.R. 00918 Telephone Number			
(787) 756-5411 Date			
Signature of Debtor (Corporation/Partnership) I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor. The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.			
X _____ Signature of Authorized Individual			
Printed Name of Authorized Individual			
Title of Authorized Individual			
Date			

JOSE M. GONZALEZ CINTRON, ESQ. 20112
URB. LA MERCED
#379 RAFAEL LAMAR
HATO REY PR 00918

Attorney for the Petitioner(s)

IN THE UNITED STATES BANKRUPTCY COURT
DISTRICT OF PUERTO RICO

IN RE:

Debtor: Gustavo Pérez Ortiz
Social Security Number: xxx-xx-7085
Joint Debtor:
Social Security Number:

Case No.:
Chapter 13
Numbered Listing of Creditors

Creditor and mailing address	Category of Claim	Amount of Claims
1. FIRST BANK PO BOX 9146 SAN JUAN PR 00908-0146	SECURED	\$ 8,973.90
2. EMPIRE GAS PO BOX 363651 SAN JUAN PR 00936-3651	UNSECURED	\$49,800.06
3. GENERAL MOTOR ACCEPT. ADVANCE COLLECTION SERV. PO BOX 71515 SAN JUAN PR 00936-8615	UNSECURED	\$ 7,275.26
4. MBNA	UNSECURED	\$ 6,400.00
5. RUFINO CENTENO RIVERA C/O EBENEZER RODRIGUEZ PIERLUISSI PO BOX 1487 GUAYNABO PR 00970-1487	UNSECURED	\$15,000.00
6. VERIZON PO BOX 70373 SAN JUAN PR 00936-8373	UNSECURED	\$ 2,178.00

UNITED STATES BANKRUPTCY COURT
District of Puerto Rico

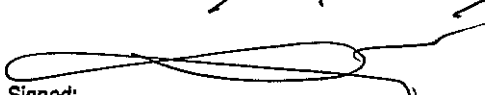
In re:

Case No. _____
Chapter _____

VERIFICATION OF CREDITOR MATRIX

The above named debtor(s), or debtor's attorney if applicable, do hereby certify under penalty of perjury that the attached Master Mailing List of creditors, consisting of 2 sheet(s) is complete, correct and consistent with the debtor's schedules pursuant to Local Bankruptcy Rules and I/we assume all responsibility for errors and omissions.

Dated: 10/18/04

Signed: 
JOSE M. GONZALEZ CINTRON ESQ.
Bar no. 201112

Signed: 

Signed: _____

United States Bankruptcy Court
District of Puerto Rico

IN RE:

Case No.

GUSTAVO PEREZ ORTIZ

Chapter 13

Debtor(s)

DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR

1. Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I certify that I am the attorney for the above-named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

For legal services, I have agreed to accept \$ **1,500.00**

Prior to the filing of this statement I have received \$

Balance Due \$ **1,500.00**

2. The source of the compensation paid to me was: ☒ Debtor ☐ Other (specify):
3. The source of compensation to be paid to me is: ☒ Debtor ☐ Other (specify):
4. ☒ I have not agreed to share the above-disclosed compensation with any other person unless they are members and associates of my law firm.
☐ I have agreed to share the above-disclosed compensation with a person or persons who are not members or associates of my law firm. A copy of the agreement, together with a list of the names of the people sharing in the compensation, is attached.
5. In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:
- a. Analysis of the debtor's financial situation, and rendering advice to the debtor in determining whether to file a petition in bankruptcy;
 - b. Preparation and filing of any petition, schedules, statement of affairs and plan which may be required;
 - c. Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned hearings thereof;
 - d. ~~Representation of the debtor in adversary proceedings and other contested bankruptcy matters;~~
 - e. [Other provisions as needed]
6. By agreement with the debtor(s), the above disclosed fee does not include the following services:

CERTIFICATION

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceeding.

October 19, 2004
Date


Signature of Attorney

JOSE M. GONZALEZ CINTRON, ESQ. URB. LA MERCED
Name of Law Firm

MASTER ADDRESS LIST:

04-10847

GUSTAVO PEREZ ORTIZ
URB. EL ALAMO
A5 CALLE LAREDO
GUAYNABO PR 00969

JOSE M. GONZALEZ CINTRON. ESQ.
URB. LA MERCED
#379 RAFAEL LAMAR
HATO REY PR 00918

FIRST BANK
PO BOX 9146
SAN JUAN PR 00908-0146 ✓

EMPIRE GAS
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GENERAL MOTOR ACCEPT.
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PO BOX 1487
GUAYNABO PR 00970-1487 ✓

VERIZON
PO BOX 70373
SAN JUAN PR 00936-8373 ✓

Rev-12-01-03

IN THE UNITED STATES BANKRUPTCY COURT
DISTRICT OF PUERTO RICO

04-10847

IN THE MATTER OF:

Gustavo Riez Ortiz
DBA - HNC BENNER GAS

DEBTOR

CASE NUMBER

CHAPTER 13

NOTICE TO DEBTOR OF FILING A PETITION IN BANKRUPTCY UNDER CHAPTER 13

Upon the filing of the instant petition, the items checked were not submitted to the Court:

- ☐ Signature (Upon filing)
- ☐ Master address list (Upon filing)
- ☐ Master address list in Diskette (Upon filing)
- ☐ List of creditors (Upon filing)
- ☐ Statement of Social Security Number (Form B-21) and/or Employer ID Number (Upon filing)
- ☐ Statement disclosing compensation paid or to be paid to the attorney for the debtor. Must be submitted upon filing or within 15 days or any other date set by the Court. 11 U.S.C. § 329 and Rule 2016 (b), Fed.R Bankr.P.
- ☒ Chapter 13 Plan (Must be submitted within 15 days)
- ☒ Schedules (Must be submitted with the petition or within 15 days)
- ☐ Statement of financial affairs (Official Form 7)
(Must be submitted with the petition or within 15 days . Rule 1007 (b) & (c))

You are hereby notified that upon failure to file any of the above indicated documents within the prescribed period of time specified herein, the Court may enter an order of dismissal without further notice or hearing.

OCT 21 2004

In San Juan, Puerto Rico, this _____

BY ORDER OF THIS COURT
CELESTINO MATTA-MENDEZ

By: _____

Deputy Clerk

RECEIVED AND FILED
CLERK 2

04 OCT 21 PM 1:39